

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

ALYSSON MILLS, IN HER CAPACITY
AS RECEIVER FOR ARTHUR LAMAR
ADAMS AND MADISON TIMBER
PROPERTIES, LLC,

Plaintiff,

v.

BANKPLUS; BANKPLUS WEALTH
MANAGEMENT, LLC; GEE GEE
PATRIDGE, VICE PRESIDENT AND CHIEF
OPERATING OFFICER OF BANKPLUS;
STEWART PATRIDGE; JASON COWGILL;
MARTIN MURPHREE; MUTUAL OF
OMAHA INSURANCE COMPANY; and
MUTUAL OF OMAHA INVESTOR
SERVICES, INC.,

Defendants.

Case No. 3:19-cv-196 CWR-FKB

Arising out of Case No. 3:18-cv-252,
*Securities and Exchange Commission v.
Arthur Lamar Adams and Madison Timber
Properties, LLC*

Hon. Carlton W. Reeves, District Judge

ORAL ARGUMENT REQUESTED

BANKPLUS' MOTION TO DISMISS

Defendants BankPlus and BankPlus Wealth Management, LLC move this Court under Federal Rule of Civil Procedure 12(b)(6) to dismiss the action asserted by Plaintiff Allyson Mills, in her capacity as Receiver for Arthur Lamar Adams and Madison Timber Properties, LLC. For the reasons discussed in the attached memorandum, Plaintiff fails to state a claim and her action should be dismissed with prejudice.

Wherefore, Defendants BankPlus and BankPlus Wealth Management, LLC pray that their motion be granted and the Court enter a judgment dismissing the action asserted the Receiver with prejudice.

Respectfully submitted,

/s/ Kaytie M. Pickett

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing pleading has been served on all parties and/or their counsel of record, by e-mail, by ECF, facsimile, by-hand, and/or by United States mail.

Jackson, Mississippi, this 21st day of May, 2019.

/s/ Kaytie M. Pickett